

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

STEVE BADUE,)
Petitioner,) No C 07-3615 VRW (PR)
vs.) ORDER
CALIFORNIA ATTORNEY) (Doc # 14)
GENERAL, et al,)
Respondent(s).)

On July 24, 2007, the court dismissed the petition for a writ of habeas corpus under 28 USC § 2254 for lack of custody jurisdiction and, on October 23, 2007, denied a certificate of appealability.

Petitioner's motion (doc # 14) for leave to proceed in forma pauperis on appeal is DENIED. The appeal is frivolous and not taken in good faith. See 28 USC § 1915(a)(3).

SO ORDERED.


VAUGHN R WALKER
United States District Chief Judge